



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 1
5 POST OFFICE SQUARE, SUITE 100
BOSTON, MA 02109-3912**

**CONSENT FOR ACCESS TO PROPERTY
New Bedford Harbor Superfund Site**

OWNER: City of New Bedford
ADDRESS: 740 Belleville Avenue, New Bedford, MA 02745
Map 112, Lot 88

740-742 Belleville Avenue, New Bedford, MA 02745
Map 112, Lot 252

I (We) consent to the officers, employees, agents, contractors, subcontractors, consultants, and other authorized representatives of the United States Environmental Protection Agency ("EPA") entering and having continued access to the above-referenced property for the following purpose(s):

- to install and operate air monitoring stations
- to allow equipment access for use on the property and/or access the shoreline
- to collect sediment, soil, or other media samples from the property for chemical or physical analyses
- to survey the property to establish property boundaries and ground elevations
- to install a visual marker to delineate any contaminated sediment, soils, or other media that are on the property
- to erect signage, as appropriate, warning of the contaminated sediment, soils, or other media
- to erect fencing, as appropriate, to restrict human exposure to contaminated sediment, soil, or other media
- to remove and/or relocate obstacles that may interfere with the excavation of sediment, soils, or other media, as necessary
- to implement erosion control measures, as necessary
- to walk through the property to perform wetland delineation or cultural resources survey, if required
- to dig test pits for cultural resource survey, if required
- to remove and dispose of sediment, soils or other media contaminated above EPA's cleanup criteria, as necessary.
- to repair response related damages, to the extent practicable, including backfilling with clean fill material, grading, and re-establishing vegetation and fish and wildlife habitat in areas affected by response related activities.
- to take other actions related to the investigation and remediation of the New Bedford Harbor Superfund Site.

Consent for Access to Property: New Bedford Harbor Superfund Site

740 & 740-742 Belleville Avenue, New Bedford, MA 02745, Map 112, Lot 88 and Lot 252

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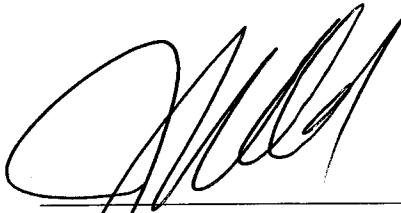
EPA will provide the City with prior written notice of at least three (3) business days before conducting the above activities unless an emergency arises for which immediate access is necessary. EPA acknowledges that Graham Street is being utilized for parking by an abutting business and that the City intends to utilize the western portion of the subject property [approximately two hundred (200) feet from Belleville Avenue] for parking. EPA will use its best efforts to avoid the use of these areas, for the above activities, for any extended periods of time. EPA further acknowledges that the City intends to construct a river walk along the subject property, adjacent to the Acushnet River.

I (We) realize that these actions by EPA are undertaken pursuant to EPA's response and enforcement authorities under the Comprehensive Environmental Response, Compensation and Liability Act of 1980, as amended, 42 U.S.C. § 9601 et seq.

I (We) give this written permission voluntarily with knowledge of my (our) right to refuse and without threats or promise of any kind.

10/26/12

Date



Signature of Property Owner or
Owner's Authorized Representative

Jonathan F. Mitchell

Printed Name

Mayor

Title
133 William Street, Room 310
New Bedford, MA 02740

Address

(508) 979-1410

Phone Number

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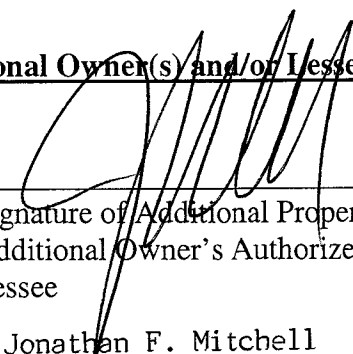
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I (We) give this written permission voluntarily with knowledge of my (our) right to refuse and without threats or promise of any kind.

Consent for Access to Property from Additional Owner(s) and/or Lessee(s)

10/26/12
Date


Signature of Additional Property Owner ,
Additional Owner's Authorized Representative, or
Lessee

Jonathan F. Mitchell

Printed Name

Mayor

Title

133 William Street, Room 310

New Bedford, MA 02740

Address

(508) 979-1410

Phone Number



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LESSEE IDENTIFICATION

Please fill out completely for each lessee at the above listed property.

Lessee Name: _____
Contact Person:(if
different) _____
Address _____
Phone : _____

Lessee Name: _____
Contact Person:(if
different) _____
Address _____
Phone : _____

Lessee Name: _____
Contact Person:(if
different) _____
Address _____
Phone : _____

Lessee Name: _____
Contact Person:(if
different) _____
Address _____
Phone : _____

Please attach additional pages as necessary.